

United States District Court

DISTRICT OF Massachusetts

PLAINTIFF

Markel American Insurance Company

THIRD PARTY SUMMONS IN A CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFF

Raymond Ferrone

CASE NUMBER: C.A. No. 04-12144-GAO

04 cv 12144 GAO

V. THIRD PARTY DEFENDANT

Shenkel Insurance Agency, Inc.

TO: (Name and address of Third Party defendant)

Shenkel Insurance Agency, Inc.
1017 Turnpike Street, Canton, MA 02021

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

Lauren Matola-Davis
Michael T. Farley
Morrison, Mahoney, LLP
121 South Main Street, Suite 600
Providence, RI 02903-7141

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Joshua S. Grossman
Paul L. Feldman
Davis, Malm & D'Agostine, P.C.
One Boston Place, 37th Fl.
Boston, MA 02108

an answer to the third-party complaint which is herewith served upon you within 20 days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

SARAH A. THORNTON

CLERK

(BY) DEPUTY CLERK

DATE

Aug. 8, 2005

RETURN OF SERVICE

Service of the ~~THIRD PARTY~~ Summons and Complaint was made by me (1)

DATE

August 10, 2005

NAME OF
SERVER

GERARD O'DONNELL JODREY

TITLE

Process Server / A Disinterested Person

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:

, MASSACHUSETTS

☐ Left copies thereof at the defendant's dwelling or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left:

Said service was made at: , MASSACHUSETTS

☒ Other: By handing true and attested copies thereof to MS. AMY BUTTERFIELD, RECEPTIONIST ANDDuly Authorized Agent for the within-named SHENKEL INSURANCE AGENCY, INC.

Said service was made at:

1017 TURNPIKE STREET, CANTON

, MASSACHUSETTS

STATEMENT OF SERVICE FEES

SERVICE FEE \$ 39.00 Trips

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on August 10, 2005

Date

Signature of Server

One Devonshire Place, Boston, Massachusetts

Address of Server

ADDITIONAL INFORMATION

PLEASE NOTE THAT IT WAS NECESSARY TO MAKE ____ ATTEMPTS BEFORE MAKING PROPER SERVICE.

Date Time Remarks

FEE

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

TOTAL

\$ _____

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.